

PROFESSIONAL LICENSURE DIVISION[645]

Adopted and Filed

Pursuant to the authority of Iowa Code section 147.76, the Board of Speech Pathology and Audiology hereby amends Chapter 300, "Licensure of Speech Pathologists and Audiologists," and Chapter 304, "Discipline for Speech Pathologists and Audiologists," Iowa Administrative Code.

These amendments remove outdated language to be consistent with Iowa Code chapter 147, define requirements for conducting board meetings and clarify that conviction of a crime includes when the judgment of conviction or sentence was deferred.

Notice of Intended Action was published in the Iowa Administrative Bulletin on October 5, 2011, as **ARC 9767B**. A public hearing was held on October 25, 2011, from 8 to 8:30 a.m. in the Fifth Floor Board Conference Room 526, Lucas State Office Building. No public comment was received on the proposed amendments.

Since publication of the Notice, one change has been made to be consistent with language used by the other licensure boards in the Bureau of Professional Licensure. In Item 1, the last sentence of subrule 300.11(1) was changed to read as follows: "Failure of the licensee to receive notice from the board does not relieve the licensee of the responsibility for renewing the license."

These amendments were adopted by the Iowa Board of Speech Pathology and Audiology on December 2, 2011.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code chapters 21, 147, 154F and 272C.

These amendments will become effective February 1, 2012.

The following amendments are adopted.

ITEM 1. Amend subrule 300.11(1) as follows:

300.11(1) The biennial license renewal period for a license to practice speech pathology or audiology shall begin on January 1 of an even-numbered year and end on December 31 of the next odd-numbered year. ~~The board shall send a renewal notice by regular mail to each licensee at the address on record at least 60 days prior to expiration of the license.~~ The licensee is responsible for renewing the license prior to its expiration. Failure of the licensee to receive ~~the notice from the board~~ notice from the board does not relieve the licensee of the responsibility for renewing the license.

ITEM 2. Adopt the following new rule 645—300.12(17A,147,272C):

645—300.12(17A,147,272C) Board meetings.

300.12(1) Board meetings shall be governed in accordance with Iowa Code chapter 21, and board proceedings shall be conducted to ensure that all members have equal rights, privileges and obligations.

300.12(2) A majority of the members of the board shall constitute a quorum.

300.12(3) The board shall discuss all motions prior to a vote to allow for full and free discussion of every motion.

300.12(4) Official action, including filing of formal charges or imposition of discipline, requires a majority vote of members present.

ITEM 3. Amend subrule 304.2(11) as follows:

304.2(11) Conviction of a crime related to the profession or occupation of the licensee or the conviction of any crime that would affect the licensee's ability to practice within the profession, regardless of whether the judgment of conviction or sentence was deferred. A copy of the record of conviction or plea of guilty shall be conclusive evidence.

[Filed 12/7/11, effective 2/1/12]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 12/28/11.